

Reprint
as at 1 October 2019



**Public and Community Housing Management
(Appointment of Agency and Regulatory Authority)
Order 2018**
(LI 2018/172)

Order name: replaced, on 1 October 2019, by section 34(2) of the Kāinga Ora—Homes and Communities Act 2019 (2019 No 50).

Patsy Reddy, Governor-General

Order in Council

At Wellington this 24th day of September 2018

Present:

Her Excellency the Governor-General in Council

This order is made under sections 100 and 159 of the Housing Restructuring and Tenancy Matters Act 1992—

- (a) on the advice and with the consent of the Executive Council; and
- (b) on the recommendation of the joint Ministers (within the meaning of that Act).

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Note

Changes authorised by subpart 2 of Part 2 of the Legislation Act 2012 have been made in this official reprint.
Note 4 at the end of this reprint provides a list of the amendments incorporated.

This order is administered by the Ministry of Housing and Urban Development.

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Order

1 Title

This order is the Public and Community Housing Management (Appointment of Agency and Regulatory Authority) Order 2018.

Clause 1: replaced, on 1 October 2019, by section 34(2) of the Kāinga Ora—Homes and Communities Act 2019 (2019 No 50).

2 Commencement

This order comes into force on 1 October 2018.

3 Interpretation

In this order, **Act** means the Public and Community Housing Management Act 1992.

Clause 3: amended, on 1 October 2019, by section 33 of the Kāinga Ora—Homes and Communities Act 2019 (2019 No 50).

4 Ministry of Housing and Urban Development and Ministry of Social Development appointed as social housing agencies

- (1) The Ministry of Housing and Urban Development is appointed as the agency—
 - (a) to perform the functions set out in section 101(a) of the Act and to exercise any related powers:
 - (b) to perform any functions and to exercise any powers of the agency set out in the Act to the extent that they relate to the functions set out in section 101(a),—
 - (i) including, but not limited to, the functions and powers set out in sections 137, 137A, and 138; but
 - (ii) not including any function or power set out in any section specified in subclause (2)(c) (except as provided in subparagraph (i) of this paragraph).
- (2) The Ministry of Social Development is appointed as the agency—
 - (a) to perform the functions set out in section 101(a) of the Act and to exercise any related powers:
 - (b) to perform the functions set out in section 101(b) of the Act and to exercise any related powers:

- (c) to perform any functions and to exercise any powers of the agency set out in the Act that relate to the functions set out in section 101(b) of the Act or to income-related rent (or to both), including, but not limited to, the functions and powers set out in—
 - (i) section 74(3):
 - (ii) section 94(2):
 - (iii) sections 103 to 113:
 - (iv) sections 115 to 129:
 - (v) section 137:
 - (vi) section 139:
 - (vii) sections 145 to 155:
- (d) to perform any other functions (and to exercise any related powers)—
 - (i) of the agency that are set out in the Act but not otherwise described in this clause:
 - (ii) under Part 7 of the Act that are delegated to the agency.

5 Ministry of Housing and Urban Development appointed as regulatory authority

The Ministry of Housing and Urban Development is appointed to perform the functions and exercise the powers of the regulatory authority under Part 10 of the Act.

6 Revocation

The Housing Restructuring and Tenancy Matters (Appointment of Agency and Regulatory Authority) Order 2013 (SR 2013/476) is revoked.

Michael Webster,
Clerk of the Executive Council.

Reprints notes

1 *General*

This is a reprint of the Public and Community Housing Management (Appointment of Agency and Regulatory Authority) Order 2018 that incorporates all the amendments to that order as at the date of the last amendment to it.

2 *Legal status*

Reprints are presumed to correctly state, as at the date of the reprint, the law enacted by the principal enactment and by any amendments to that enactment. Section 18 of the Legislation Act 2012 provides that this reprint, published in electronic form, has the status of an official version under section 17 of that Act. A printed version of the reprint produced directly from this official electronic version also has official status.

3 *Editorial and format changes*

Editorial and format changes to reprints are made using the powers under sections 24 to 26 of the Legislation Act 2012. See also <http://www.pco.parliament.govt.nz/editorial-conventions/>.

4 *Amendments incorporated in this reprint*

Kāinga Ora—Homes and Communities Act 2019 (2019 No 50): sections 33, 34(2)